

MONTANA LEGISLATIVE HISTORY

Chapter 162 19 2001

Bill H _____ S 394 Original bill & history 1 C

H. Committee on Education

Hearing Date(s) 3/12 1 C

Appropriation 4/3 1 C

_____ C

_____ C

Date Out _____ C

S. Committee on Education & Col. Reg.

Hearing Date(s) 2/9 1 C

_____ C

_____ C

_____ C

Did this bill originate in an interim committee? _____ Yes 1 No

Committee _____

Report _____

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	SECTIONS 85-2-114, 85-2-122, AND 85-2-123, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE	2101
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461	(Senate Bill No. 514; Grosfield) REVISING TAX LAWS BY REQUIRING THAT INFORMATION AGENTS REPORT PROCEEDS FROM REAL ESTATE TRANSACTIONS THAT UNDER RULES OR REGULATIONS OF THE INTERNAL REVENUE SERVICE ARE REQUIRED TO BE REPORTED; ALLOWING THE DEPARTMENT OF REVENUE TO PROVIDE MORE METHODS OF REPORTING BY INFORMATION AGENTS; PROVIDING A PENALTY; REQUIRING A REPORT TO THE REVENUE AND TAXATION INTERIM COMMITTEE; AMENDING SECTION 15-30-301, MCA; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE	2111
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463	(Senate Bill No. 303; Hargrove) REVISING THE MANNER OF DETERMINING PROPERTY TAXES IMPOSED ON AGRICULTURAL PROPERTY AND FOREST LAND FOR THE PAYMENT OF THE PRINCIPAL AND INTEREST ON BONDS ISSUED BY A PUBLIC	

2/03	Introduced		
2/03	First Reading		
2/03	Referred to Highways and Transportation		
2/05	Fiscal Note Requested		
2/13	Fiscal Note Received		
2/13	Fiscal Note Signed		
2/15	Hearing		
2/15	Fiscal Note Printed		
2/16	Committee Executive Action--Bill Passed as Amended	9	0
2/17	Committee Report--Bill Passed as Amended		
2/20	2nd Reading Passed on Voice Vote	50	0
2/21	3rd Reading Passed	50	0
	Transmitted to House		
3/03	Referred to Transportation		
3/21	Hearing		
3/27	Committee Executive Action--Bill Concurred as Amended	15	3
3/27	Committee Report--Bill Concurred as Amended		
3/28	Revised Fiscal Note Requested		
3/30	2nd Reading Concurred	84	14
3/30	Rereferred to Appropriations	72	26
4/02	Revised Fiscal Note Received		
4/03	Revised Fiscal Note Signed		
4/04	Hearing		
4/04	Revised Fiscal Note Printed		
4/05	Committee Executive Action--Bill Concurred as Amended	18	0
4/05	Committee Report--Bill Concurred as Amended		
4/10	2nd Reading Concurred	87	13
4/11	3rd Reading Concurred	86	14
	Returned to Senate with Amendments		
4/12	2nd Reading House Amendments Concurred on Voice Vote	49	0
4/13	3rd Reading Passed as Amended by House	49	0
4/13	Sent to Enrolling		
4/16	Returned from Enrolling		
4/17	Signed by President		
4/17	Signed by Speaker		
4/20	Transmitted to Governor		
4/28	Signed by Governor		
4/28	Chapter Number Assigned		
	Chapter Number 414		
	Effective Date: 4/28/2001 - All Sections		

SB 394 Introduced by Shea, et al.

LC1213 Drafter: McClure

Allow School Districts to Enter into Agreements with Job Corps Programs

2/03	Introduced		
2/03	First Reading		
2/03	Referred to Education and Cultural Resources		
2/05	Fiscal Note Requested		
2/09	Hearing		
2/10	Fiscal Note Received		
2/12	Fiscal Note Printed		
2/13	Committee Executive Action--Bill Passed as Amended	14	0
2/13	Committee Report--Bill Passed as Amended		
2/15	2nd Reading Passed on Voice Vote	49	0
2/16	3rd Reading Passed	47	0
	Transmitted to House		
3/01	Referred to Education		
3/12	Revised Fiscal Note Requested		

3/12	Hearing		
3/13	Committee Executive Action--Bill Concurred	16	2
3/13	Committee Report--Bill Concurred		
3/13	Revised Fiscal Note Received		
3/14	Revised Fiscal Note Printed		
3/29	Rereferred to Appropriations		
4/03	Hearing		
4/04	Revised Fiscal Note Requested		
4/05	Revised Fiscal Note Received		
4/05	Committee Executive Action--Bill Concurred as Amended	18	0
4/05	Committee Report--Bill Concurred as Amended		
4/07	Revised Fiscal Note Printed		
4/10	2nd Reading Concurred as Amended	84	15
4/12	3rd Reading Concurred	83	17
	Returned to Senate with Amendments		
4/17	2nd Reading House Amendments Concurred on Voice Vote	48	0
4/18	3rd Reading Passed as Amended by House	49	0
4/18	Sent to Enrolling		
4/19	Returned from Enrolling		
4/19	Signed by President		
4/20	Signed by Speaker		
4/20	Transmitted to Governor		
4/30	Signed by Governor		
4/30	Chapter Number Assigned		
	Chapter Number 462		
	Effective Date: 7/01/2002 - All Sections		

SB 395 Introduced by Grosfield

LC0814 Drafter: Niss

Increase Voter Participation in Referendum Process - Constitutional Amendment

2/03	Introduced		
2/05	First Reading		
2/05	Referred to State Administration		
2/19	Hearing		
2/23	Missed Deadline for General Bill Transmittal		

SB 396 Introduced by Grosfield, et al.

LC0812 Drafter: Niss

Increase Voter Participation in Constitutional Initiative Process - Constitutional Amendment

2/03	Introduced		
2/05	First Reading		
2/05	Referred to State Administration		
2/19	Hearing		
2/20	Committee Executive Action--Bill Passed	5	3
2/20	Committee Report--Bill Passed		
2/21	2nd Reading Passed	34	15
2/22	3rd Reading Passed	35	15
	Transmitted to House		
3/03	Referred to State Administration		
3/23	Hearing		
3/28	Committee Executive Action--Bill Concurred as Amended	12	6
3/28	Committee Report--Bill Concurred as Amended		
3/30	2nd Reading Concurred	68	32
3/31	3rd Reading Concurred	65	35
	Returned to Senate with Amendments		
4/05	2nd Reading House Amendments Concurred	32	16
4/06	3rd Reading Passed as Amended by House	35	14

Senate BILL NO. 394INTRODUCED BY *Phes*

(Primary Sponsor)

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE TRUSTEES OF A SCHOOL DISTRICT TO ENTER INTO AN INTERLOCAL COOPERATIVE AGREEMENT WITH AN ACCREDITED MONTANA JOB CORPS PROGRAM TO PROVIDE EDUCATIONAL OR VOCATIONAL SERVICES TO SUPPLEMENT THE DISTRICT'S EDUCATIONAL PROGRAM; PROVIDING THAT CREDITS RECEIVED MUST BE REPORTED TO THE DISTRICT OF RESIDENCE AND COUNTED TOWARD GRADUATION REQUIREMENTS; PROVIDING THAT THE DISTRICT OF RESIDENCE IS NOT RESPONSIBLE FOR TRANSPORTATION COSTS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Agreement with accredited Montana job corps program. (1) The trustees of a school district may enter into an interlocal cooperative agreement under the provisions of Title 7, chapter 11, part 1, with an accredited Montana job corps program to provide educational or vocational services that are supplemental to the educational programs offered by the resident school district.

(2) A student who receives educational or vocational services at an accredited Montana job corps program pursuant to an agreement authorized under subsection (1) must be enrolled, for purposes of calculating average number belonging, in a public school in the student's district of residence. Credits taken at the accredited Montana job corps program must meet the requirements for graduation at a school in the student's district of residence and must be reported by the institution to the student's district of residence. Upon accumulating the necessary credits at either a school in the district of residence or at an accredited Montana job corps program pursuant to an interlocal cooperative agreement, a student must be allowed to graduate from the school in the student's district of residence.

(3) A school district that, pursuant to an interlocal cooperative agreement, allows an enrolled student to attend an accredited Montana job corps program is not responsible for payment of the student's transportation costs to the job corps program.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an

1 integral part of Title 20, chapter 9, part 7, and the provisions of Title 20, chapter 9, part 7, apply
2 [section 1].

3

4 NEW SECTION. **Section 3. Effective date -- applicability.** [This act] is effective on passage
5 approval and applies to agreements entered into on or after [the effective date of this act].

6

- END -

INDEX TO BILLS IN COMMITTEE

September 10, 2001

- Committee: (S) Education and Cultural Resources -

02:08 PM

SENATE
EDUCATION AND CULTURAL RESOURCES

CHAIR: Glaser, Bill

VICE CHAIR: Wells, Jack

MEMBERS:

Berry, Dale

Bohlinger, John

Butcher, Edward

Cobb, John

Ellingson, Jon

Elliott, Jim

Ellis, Alvin

Kitzenberg, Sam

Ryan, Don

Shea, Debbie

Sprague, Mike

Waterman, Mignon

SECRETARY: Ashworth, Linda

LEGISLATIVE STAFF: McClure, Eddye

INDEX TO BILLS IN COMMITTEE

September 10, 2001

- Committee: (S) Education and Cultural Resources -

02:08 PM

-
- SB 313** **SPONSOR:** Thomas, Fred **SHORT TITLE:** Technology acquisition and depreciation fund for schools
 REFERRED ON: 02/01/2001 **HEARD ON:** 02/05/2001
 EXECUTIVE ACTION: 02/12/2001 -Bill Passed as Amended -- **VOTE:** 13 - 0
 FINAL DISPOSITION: 04/30/2001 Chapter Number Assigned
-
- SB 344** **SPONSOR:** Cobb, John **SHORT TITLE:** Increase rate for school transportation contracts
 REFERRED ON: 01/29/2001 **HEARD ON:** 02/07/2001
 EXECUTIVE ACTION: 02/19/2001 -Bill Passed as Amended -- **VOTE:** 11 - 3
 FINAL DISPOSITION: 04/28/2001 Chapter Number Assigned
-
- SB 390** **SPONSOR:** Cobb, John **SHORT TITLE:** Revise school finance laws - flexibility program
 BY REQUEST OF: Office Of Public Instruction
 REFERRED ON: 02/02/2001 **HEARD ON:** 02/09/2001
 EXECUTIVE ACTION: 02/15/2001 -Bill Passed as Amended -- **VOTE:** 14 - 0
 FINAL DISPOSITION: 04/13/2001 Chapter Number Assigned
-
- SB 391** **SPONSOR:** Grosfield, Lorents **SHORT TITLE:** Clarify academic freedom for tourism research
 REFERRED ON: 02/06/2001 **HEARD ON:** 02/14/2001
 TABLED ON: 02/17/2001
 FINAL DISPOSITION: 02/23/2001 (S) Missed Deadline for General Bill Transmittal
-
- SB 394** **SPONSOR:** Shea, Debbie **SHORT TITLE:** Allow school districts to enter into agreements with job corps programs
 REFERRED ON: 02/03/2001 **HEARD ON:** 02/09/2001
 EXECUTIVE ACTION: 02/13/2001 -Bill Passed as Amended -- **VOTE:** 14 - 0
 FINAL DISPOSITION: 04/30/2001 Chapter Number Assigned
-
- SB 404** **SPONSOR:** Franklin, Eve **SHORT TITLE:** Clarify voting for residents of split school district
 REFERRED ON: 02/06/2001 **HEARD ON:** 02/12/2001
 EXECUTIVE ACTION: 02/15/2001 -Bill Passed as Amended -- **VOTE:** 14 - 0
 FINAL DISPOSITION: 04/26/2001 (H) Died in Standing Committee
-
- SB 410** **SPONSOR:** Kitzenberg, Sam **SHORT TITLE:** Revise benefit adjustment date for teachers' retirement cola
 REFERRED ON: 02/06/2001
 FINAL DISPOSITION: 02/23/2001 (S) Missed Deadline for General Bill Transmittal
-

MINUTES

**MONTANA SENATE
57th LEGISLATURE - REGULAR SESSION
COMMITTEE ON EDUCATION AND CULTURAL RESOURCES**

Call to Order: By **CHAIRMAN BILL GLASER**, on February 9, 2001 at
3:00 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Bill Glaser, Chairman (R)
Sen. Jack Wells, Vice Chairman (R)
Sen. Edward Butcher (R)
Sen. John Cobb (R)
Sen. Jon Ellingson (D)
Sen. Jim Elliott (D)
Sen. Alvin Ellis Jr. (R)
Sen. Sam Kitzenberg (R)
Sen. Debbie Shea (D)
Sen. Mike Sprague (R)
Sen. Mignon Waterman (D)

Members Excused: Sen. Dale Berry (R)
Sen. John C. Bohlinger (R)
Sen. Don Ryan (D)

Members Absent: None.

Staff Present: Linda Ashworth, Committee Secretary
Eddie McClure, Legislative Branch

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 294, 2/2/2001; SB 394,
2/5/01; SB 390, 2/5/2001
Executive Action: SB 394, SB 313, SB 294, SB 110
(Discussion), SB 390

HEARING ON SB 294

Sponsor: SEN. RIC HOLDEN, SD 1, Glendive

Proponents: None

Opponents: None

Opening Statement by Sponsor:

SEN. RIC HOLDEN opened on SB 294. SEN. HOLDEN submitted written testimony, EXHIBIT(1). He also submitted a letter of support from Wanda Sand, President of the Montana Food Service Association, EXHIBIT(2).

{Tape : 1; Side : A; Approx. Time Counter : 0 - 5}

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

Mike Barrett, representing himself, spoke on his concerns regarding education nutrition.

Questions from Committee Members and Responses:

SEN. MIGNON WATERMAN wondered if the same dollar amount would apply to a small district as well as a district the size of Billings. SEN. HOLDEN informed the committee that the assumption was correct. The smaller districts would have a more difficult time maintaining a school lunch program and the idea would serve to help the smaller districts while keeping the integrity of the match the same throughout the entire state.

SEN. WATERMAN inquired whether this would be a one time only fund or if schools would apply every year. SEN. HOLDEN explained that there was no sunset provision in the bill.

{Tape : 1; Side : A; Approx. Time Counter : 5 - 10}

Closing by Sponsor:

SEN. HOLDEN closed on SB 294. He asked that the committee keep the bill in the back of their minds. He felt it would make sense to have this as an integral part of the educational funding system.

{Tape : 1; Side : A; Approx. Time Counter : 10 - 12}

HEARING ON SB 394

Sponsor: SEN. DEBBIE SHEA, SD 18, Butte

Proponents: REP. RICK LAIBLE, HD 59, Victor
 REP. JIM KEANE, HD 36, Butte
 Bill Case, Director of the Anaconda Job Corps
 Jim Kaney, Trapper Creek Job Corps, Darby
 Chelsey Stay, President of Trapper Creek Job Corps
 Student Body, Darby
 Bill Cooper, Office of Public Instruction
 Erik Burke, Montana Education Association/Montana
 Federation of Teachers
 Bob Vogel, Montana School Boards Association

Opponents: None

Opening by Sponsor:

SEN. DEBBIE SHEA opened on SB 394. She advised that SB 394 would form a partnership which would consist of an inter-local cooperative agreement between an accredited Montana job corps and a Montana school district. Through this agreement, school districts would be able to keep the ANB of students from their districts that would enroll in the job corps program. Section 1, Subsection 2 highlights the provisions and requirements of that agreement. She offered amendments (SB039401.aem) to the bill, EXHIBIT(3). Eddy McClure explained the amendments.

{Tape : 1; Side : A; Approx. Time Counter : 12 - 16}

Proponents:

REP. RICK LAIBLE, HD 59, Victor described SB 394 as being a win - win situation for all parties involved. It would give young people an opportunity to attend an accredited job corps, to gain experience in a trade while receiving instruction, and to obtain a high school diploma. The schools would receive ANB and the students would receive the opportunity to learn a trade.

REP. JIM KEANE, HD 36, Butte voiced support for SB 394. He shared his experiences working at a job corps. He reiterated that the bill would be a great opportunity for students that have fallen through the cracks.

Bill Case, Director of the Anaconda Job Corps, elaborated that the job corps program had been in existence since 1965. It was originally slated as a five year program but the program's success in making a difference in the lives of young people has guaranteed its continuance. Today it continues as a twenty four

hour, seven day a week program within a safe and secure environment.

Mr. Case asserted that the job corps program is currently working with school counselors and psychologists. He argued that SB 394 bill would continue to strengthen the partnership with the public schools.

Jim Kaney, Trapper Creek Job Corps, spoke in support of SB 394.

Mr. Kaney submitted a copy of the Certificate of Accreditation for the Trapper Creek Job Corps that states the job corps is accredited by the Northwest Association of Schools and Colleges, **EXHIBIT(4)**. He maintained they hire certified teachers.

Mr. Kaney explained there are 684 beds for young men and women in the three job corps in Montana. Of those 684, only 225 are occupied by Montana students. The student population at the Trapper Creek Job Corps Center hails from 16 different states. SB 394 would provide students the opportunity to gain credits for graduation as well as vocational training and valuable job placements throughout the Rocky Mountain States.

Chelsey Stay, Trapper Creek Job Corps, rose in support of SB 394. She related personal testimony regarding her positive experiences with the job corps.

Bill Cooper, Office of Public Instruction, enjoined support for SB 394. **Mr. Cooper** contended SB 394 would give the public schools another tool to meet the students' needs in Montana.

Erik Burke, Montana Education Association/Montana Federation of Teachers, indicated support for SB 394 and its amendments. He reiterated it would maximize the state's resources for making the students more marketable before entering the job force.

Bob Vogel, Montana School Boards Association, supported SB 394 advising that it would allow school districts to enter into cooperative agreements. It would also give young people an opportunity to obtain a high school diploma while becoming more productive members of society.

Informational Testimony: None

Questions from Committee Members and Responses:

SEN. WATERMAN asked if students would take classes at the job corps sight. **SEN. SHEA** responded that there would have to be an agreement between the school district and the job corps as to what classes would be recommended.

SEN. WATERMAN wondered if the school district receiving the ANB would be in the same community as the job corps. **SEN. SHEA** stated that the students would graduate from their home district. The job corps would work in partnership with the home district allowing the ANB to stay with that district. **SEN. SHEA** reminded the committee that the classes would be at the job corps center.

SEN. WATERMAN wondered if this arrangement could be expanded to include students in residential centers. **SEN. SHEA** asked that the question be directed to **Bill Cooper**.

{Tape : 1; Side : A; Approx. Time Counter : 16 - 32}

Mr. Cooper stated that it would depend on the use of certified teachers. The possibility of electronic delivery could alleviate part of the problems found in local school districts. It wouldn't create a course of revenue for schools such as the Brown School in Deer Lodge.

SEN. ED BUTCHER stated confusion regarding the placement of students. He wondered if a parent could voluntarily place a child in the job corps program or if a referral must be received from the court system. **Bill Cooper** responded that a school district would enter into an inter-local agreement allowing the school district to agree to a placement that would work for each particular student.

SEN. BUTCHER suggested that the school would get the ANB for the student but the job corps must also receive some money. **Bill Case** clarified that when a school wished to refer a student to the job corps program it would contact an admission councilor. Each student must meet the entry requirements before being accepted. Once the student is accepted that student would be assigned credits by the school as pursuant to the inter-local agreement between the school district and the job corps. After the credits are assigned, the student would earn credits at the job corps center to meet the requirements for graduation from the high school.

SEN. BUTCHER inquired about students wrapped up in the justice system and wondered if this would be an alternative to sentencing. **Mr. Case** reported that a judge could not assign a student to the program but the judge could give the student a choice between sentencing and the job corps program. If the student was willing and would meet the requirements for enrollment, the judge might suspend or defer the sentence until the program had been successfully completed. The student could be denied enrollment if the student had been involved in any kind of violent physical behavior.

SEN. BUTCHER wondered what kind of benefits the job corps would receive from this partnership. **Mr. Case** replied that the job corps would not receive money from any school districts. He contended that the job corps would be looking for an opportunity to enter into an early partnership with the public school system, which would enable them to continue working with at risk students in a different setting.

SEN. ALVIN ELLIS certified that the job corps program was currently funded by the federal government and that it would not receive money from the local school district. **Mr. Case** affirmed that the job corps programs do not receive any money from any school district in the state of Montana. He apprized the committee that the Anaconda Job Corps had entered into an agreement with the Anaconda Public School System some years ago. The job corps has provided their educational facility to those students in the Anaconda Schools who wish to complete Math or English requirements during the summer months.

SEN. ELLIS wondered if students would continue to do that under SB 394. **Mr. Case** reported they would continue with the schools currently under agreement. He explained that those schools are close to the job corps and would allow the students to live at home.

SEN. ELLIS asked if the Anaconda School System was currently receiving ANB for students enrolled at the job corps. **Mr. Case** recounted that Anaconda does not receive ANB because that program only occurs during the summer time. Those students are not taken out of their daily classroom routine. The students go to the job corps during their summer vacation in order to receive the credits needed to move to the next grade level.

SEN. BUTCHER wondered if the state students would receive priority enrollment even though the job corps is funded through federal dollars. **Mr. Case** stated that since it is a federal program, the Department of Labor has set up certain regional areas. Based on regional geographical areas, the job corps would receive a certain number of students from Colorado and Wyoming. The Work Force Investment Act stated that job corps need to become more closely tied to the state. Those students that have a job corps center within their state should be assigned to that center. If the job corps center within the state does not offer the particular vocational training that a student wants then the student can select an out of state job corps center that provides that training.

SEN. JACK WELLS asked **Mr. Case** if he anticipated an increase in the number of additional students entering the job corps, if this bill would pass and what the impact would be on the three job

corps located in the state. Mr. Case responded that they were already getting a vast majority of those students from Montana, after they have dropped out of the system. He recounted that the goal would be to work with the school system, helping the at risk student before the student would drop out.

SEN. WELLS asked Mr. Case to define the criteria for acceptance into the job corps program. Mr. Case reminded the committee that the job corps program is not a mental health treatment program. If the student had mental health problems or severe behavioral problems they would not be allowed into the program. He warned that the environment must be safe and secure in order to allow learning to go forward.

{Tape : 1; Side : B; Approx. Time Counter : 0 - 10}

Closing by Sponsor:

SEN. SHEA closed on SB 394. She professed that SB 394 would create a win/win situation for school districts and for students that are at risk. It would be good for Montana and good for Montana youth. This program would target children that would not finish school, find a trade or develop a skill.

{Tape : 1; Side : B; Approx. Time Counter : 10 - 12}

HEARING ON SB 390

Sponsor: SEN. JOHN COBB, SD 25, Augusta

Proponents: Kathy Fabiano, Office of Public Instruction
Lynda Brannon, Montana Association of School
Business Officials

Opponents: None

Opening Statement by Sponsor:

SEN. JOHN COBB opened on SB 390. He informed the committee the bill was introduced by request of the Office of Public Instruction in order to make corrections to address inconsistencies and clarify intent of certain laws.

{Tape : 1; Side : B; Approx. Time Counter : 12 - 13}

Proponents' Testimony:

pay. Districts are required by law to make that payment when it is billed to them from the detention center.

{Tape : 1; Side : B; Approx. Time Counter : 21 - 26}

Closing by Sponsor:

SEN. COBB closed on SB 390.

{Tape : 1; Side : B; Approx. Time Counter : 26 - 27}

EXECUTIVE ACTION ON SB 394

Motion/Vote: SEN. COBB moved that SB 394 BE AMENDED (SB039401.aem) EXHIBIT (3). Motion carried unanimously.

Motion/Vote: SEN. COBB moved that SB 394 DO PASS AS AMENDED. Motion carried unanimously.

EXECUTIVE ACTION ON SB 313

Eddye McClure introduced amendments (SB031301.aem) for SB 313, EXHIBIT(6).

{Tape : 1; Side : B; Approx. Time Counter : 27 - 32}

Motion/Vote: SEN. COBB moved that SB 313 BE AMENDED (SB031301.aem). Motion carried unanimously.

Motion/Vote: SEN. COBB moved that SB 313 DO PASS AS AMENDED. Motion carried unanimously.

EXECUTIVE ACTION ON SB 294

Motion/Vote: SEN. ELLIOTT moved that SB 294 BE TABLED. Motion carried 12-2 with Bohlinger and Shea voting no.

EXECUTIVE ACTION ON SB 110

Discussion:

SEN. ELLIS apprized the committee that SB 110 needed some work and wanted to appraise the feelings of the committee. He stated that he would do some work on the bill and would delay the affective date for two years. This would allow time for precinct

INDEX TO BILLS IN COMMITTEE

September 10, 2001

- Committee: (H) Education -

01:36 PM

**HOUSE
EDUCATION**

CHAIR: Masolo, Gay Ann

VICE CHAIR: Galvin-Halcro,
Kathleen

MEMBERS:

Lawson, Bob

Andersen, Joan

Bixby, Norma

Branæ, Gary

Fritz, Nancy

Jackson, Verdell

Jacobson, Hal

Lehman, Larry

Mangan, Jeff

McKenney, Joe

Musgrove, John

Olson, Alan

Peterson, Ken

Waddill, Butch

Walters, Allan

Wolery, Merlin

SECRETARY: Roatch, Nina

LEGISLATIVE STAFF: Erickson, Connie

INDEX TO BILLS IN COMMITTEE

September 10, 2001

- Committee: (H) Education -

01:36 PM

SB 260 SPONSOR: Mahlum, Dale SHORT TITLE: Revise permissible investments of funds by school districts

REFERRED ON: 03/06/2001

HEARD ON: 03/05/2001

REFERRED ON: 03/01/2001

EXECUTIVE ACTION: 03/08/2001 - Bill Concurred as Amended -- VOTE: 18 - 0

EXECUTIVE ACTION: 03/05/2001 - Bill Concurred -- VOTE: 18 - 0

FINAL DISPOSITION: 04/05/2001 Chapter Number Assigned

SB 344 SPONSOR: Cobb, John SHORT TITLE: Increase rate for school transportation contracts

REFERRED ON: 03/03/2001

HEARD ON: 03/09/2001

EXECUTIVE ACTION: 03/13/2001 - Bill Concurred -- VOTE: 12 - 6

FINAL DISPOSITION: 04/28/2001 Chapter Number Assigned

SB 390 SPONSOR: Cobb, John SHORT TITLE: Revise school finance laws - flexibility program

BY REQUEST OF: Office Of Public Instruction

REFERRED ON: 03/03/2001

HEARD ON: 03/09/2001

EXECUTIVE ACTION: 03/20/2001 - Bill Concurred as Amended -- VOTE: 14 - 4

FINAL DISPOSITION: 04/13/2001 Chapter Number Assigned

SB 394 SPONSOR: Shea, Debbie SHORT TITLE: Allow school districts to enter into agreements with job corps programs

REFERRED ON: 03/01/2001

HEARD ON: 03/12/2001

EXECUTIVE ACTION: 03/13/2001 - Bill Concurred -- VOTE: 16 - 2

FINAL DISPOSITION: 04/30/2001 Chapter Number Assigned

SB 404 SPONSOR: Franklin, Eve SHORT TITLE: Clarify voting for residents of split school district

REFERRED ON: 03/03/2001

HEARD ON: 03/21/2001

TABLED ON: 03/23/2001

FINAL DISPOSITION: 04/26/2001 (H) Died in Standing Committee

SB 423 SPONSOR: Ellis, Alvin SHORT TITLE: Petition to create single member school trustee districts

REFERRED ON: 03/03/2001

HEARD ON: 03/14/2001

EXECUTIVE ACTION: 03/26/2001 - Bill Concurred as Amended -- VOTE: 11 - 6

FINAL DISPOSITION: 05/01/2001 Chapter Number Assigned

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 57th LEGISLATURE - REGULAR SESSION COMMITTEE ON EDUCATION

Call to Order: By **CHAIRMAN GAY ANN MASOLO**, on March 12, 2001 at 3:05 P.M., in Room 137B Capitol.

ROLL CALL

Members Present:

Rep. Gay Ann Masolo, Chairman (R)
Rep. Kathleen Galvin-Halcro, Vice Chairman (D)
Rep. Bob Lawson, Vice Chairman (R)
Rep. Joan Andersen (R)
Rep. Norma Bixby (D)
Rep. Gary Branae (D)
Rep. Nancy Fritz (D)
Rep. Verdell Jackson (R)
Rep. Hal Jacobson (D)
Rep. Larry Lehman (R)
Rep. Jeff Mangan (D)
Rep. Joe McKenney (R)
Rep. John Musgrove (D)
Rep. Alan Olson (R)
Rep. Ken Peterson (R)
Rep. Butch Waddill (R)
Rep. Allan Walters (R)
Rep. Merlin Wolery (R)

Members Excused: None.

Members Absent: None.

Staff Present: Connie Erickson, Legislative Branch
Nina Roatch, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 94, 3/1/2001; SB 117,
3/5/2001; SB 394, 3/1/2001
Executive Action: SB 111; SB 394; SB 94;
SB 344; SB 317

changed? **Ms. Quinlan** said that the substance of the bill has not been changed. There are nine budgeted funds that the general fund requires being voted on. The transportation fund is included in this bill, the retirement fund is a county levy, bus depreciation is included in this bill, tuition was already a permissive levy and will continue to be so, adult education is covered in this bill, non-operating permissive levies for those school districts that have closed their schools, and the debt service and building reserve funds are the voted levies.

REPRESENTATIVE LAWSON said that his perception when he looks at the title, is that everything is blown out of the water. The wording, "all school district levies," bothers him. Is there is chance of mis-perception that the legislature is doing away with all voting on all school district levies? **Ms. Quinlan** said, what this says is that no school levies are subject to the provision of 15-10-420, which is **SB 184** voting requirements. If a person goes to title 20, the school section of law, one will find the voting requirements for the general fund, and all other funds. Other sections of law state the voting requirements.

Closing by Sponsor:

SENATOR JOHN TESTER said the bill is for a local issue and the school boards on the local level are responsible for these decisions.

HEARING ON SB 394

Sponsor: **SENATOR DEBBIE SHEA**, SD 18, Butte

Proponents: **J.D. Lynch**, Butte School District #1
Erik Burke, MEA-MFT
Madalyn Quinlan, OPI
Lance Melton, MSBA

Opponents: None

Opening Statement by Sponsor:

SENATOR DEBBIE SHEA, SD 18, Butte, stated that **SB 394** addresses matters that the legislature has been plagued with for a long time. They are constantly hearing from school districts about the need for more funding. They have all been made aware that part of this need is due to declining enrollment, ANB is down, and part of that declining enrollment is young kids that are falling through the cracks and dropping out because there isn't a structured alternative environment available for them. The bill forms a partnership through an inter-local cooperative agreement between an accredited Montana Job Corps (all three of Montana's

are accredited) and a Montana school district. Through the agreement school districts will keep their ANB. The heart of the bill is in Section 1, Sub-section 1. If a student is dropping through the cracks, his school district may want to form a partnership with one of the Job Corps in the state. Under the agreement the school district will work in cooperation with the Job Corps and will keep the student's ANB. The Job Corps gets no money for this service. They are in the business of getting kids that are challenged in many ways off to a wonderful start in life. The cooperative agreement will ensure that the student is meeting the requirements of the local district and have the assurance that the student will be in a study mode suited to his or her needs. When they finish school, they will have a skill. She said there is a new fiscal note coming to the committee. They have taken a look at the fiscal note and it will say \$69,290. The third assumption will say, "It is assumed that one quarter of these students will attend the Job Corps centers in the fiscal year 2002. Three Montana Job Corps facilities in Montana are accredited by North Western Association of the Schools and Colleges. These facilities serve approximately 90 students annually who are under the age of 19. It is assumed that one quarter of these students will attend the Job Corps centers under an inter-local agreement with the public schools in Montana. It is assumed that without the passage of **SB 394**, these students would not be enrolled in an accredited public school program. These students will generate 23 ANB for the high schools that establish inter-local agreements with the Job Corps facilities." The bill is a gift to schools in the state that do not have an alternative program.

Proponents' Testimony:

Jim Keeney, Deputy Center Director at the Track Creek Job Corps in Darby, stated that at present the Montana Job Corps have 684 slots for students. Of the 684, at the present time 228 come from the state of Montana. At his center the balance come from 13 different states. His center runs 30% Montana students. Job Corps is a very neat program. A Job Corps wants to be able to train and place in jobs more Montana youths. All the centers are currently full. The bill will help formalize the relationship and the school district throughout the state. There is a strong possibility that with the bill they can get young people enrolled before they fall into the juvenile justice system. They are a residential program. Students stay with them an average of eight months. While they are in the facility, they are paid a living allowance. They receive medical and dental care, mental health and drug alcohol counseling is available, as well as food, housing, and recreational opportunities for them. When they have completed their program, the facility provides placement

services. The facility is measured by how well they place the person in a job and how well the person keeps the job. They give them a transitional allowance. A graduate can receive up to \$1,200 to help the him get started. The student may have to relocate.

REPRESENTATIVE RICK LAIBLE, HD 59, stated that he has the Trapper Creek Job Corps in his district and he has been there many times. He is always amazed and pleased to see what the government dollars are doing. The facility saves kids, and he knows they can't save them all. They are provided an opportunity and a second chance for them to succeed in life. The bill gives young people who do not want to be a doctor or a lawyer an opportunity to succeed in a hands-on learning program. The local school gets the ANB, as if the student was there, and a young person may be saved.

REPRESENTATIVE JIM KEANNE, HD 36, said he works at the Anaconda Job Corps. He works in the vocational area. If a student arrives without a GED, he spends one week in the education area and one week in the vocational department. A student is given an opportunity to get away from their environment because it is a resident program. The student picks the trade he wants. Students are not restricted to Anaconda. Their projects take them many miles away.

Bill Case, Director at the Anaconda Job Corps Center, said when the center receives the student's application, particularly when they are 16 and 17 years of age, the application will say, "Got too far behind, couldn't catch up." The person knows he tried in the public school system and couldn't make it. The center has worked with Montana students for 35 years. This legislation gives teachers and counselors the opportunity to join hands with the Job Corps centers and early on identify students in the public school system who may be at risk of failing. If a student is successful, he has the opportunity to go back home and graduate from the local school system.

Erik Burke, MEA-MFT, said they support the bill.

Madalyn Quinlan, OPI, said they support the bill. It gives schools another avenue for keeping students engaged in learning and life skills. She wished to address the fiscal note. The costs that are shown will only be incurred if students stay in school. That seems a small price to pay for keeping students in school. Fiscal notes don't tell both sides.

Lance Melton, MSBA, said they see the bill as a complement to

HB 32. They stand in strong support of any bill that improves graduation rates and reduces dropout rates.

{Tape : 1; Side : B}

REPRESENTATIVE JEFF MANGAN, HD 45, said he is member of the State Work Force Investment Board. He wanted to point out that one aspect about the bill is that it is statewide. Communities from around the state send youth to attend the Job Corps. Great Falls schools entered into an agreement with the center in Anaconda. If a student's credits can be counted toward graduation, he can go back to the high school and receive a diploma.

J.D. Lynch, School District #1, Butte, said he is a proponent.

Opponents' Testimony: None

Questions from Committee Members and Responses:

REPRESENTATIVE KATHLEEN GALVIN-HALCRO directed a question of Mr. Case. Do the students receive a GED or do they receive a high school diploma from the high school that they had attended? Mr. Case said they would receive a high school diploma from the high school they had attended, if they meet the requirements placed upon them by that high school. At each of the Job Corps centers, at present, a student can receive a GED. REPRESENTATIVE GALVIN-HALCRO said the law says a student only has to attend high school until the age of 16. If he drops out at the age of 16, and has time to reconsider what he has done, and he decides to go to Job Corp, would the ANB money go back to the school that the student had previously attended? How is it decided, if the student has dropped out, where the ANB money goes? Mr. Case said his best guess is that, if the student drops out of the school system and has been out for eight or nine months, the student would not be included in the former school's ANB money that has already been submitted for. If at some point in time, that student completes the Job Corps training and is a sophomore or junior and wants to go back to his public school, once he is back in the system he would be part of the school ANB again.

REPRESENTATIVE GALVIN-HALCRO asked the same question of the SPONSOR and she said he had answered the question correctly. REPRESENTATIVE GALVIN-HALCRO had another question for the SPONSOR. Is there any way that the bill can be amended or should it be amended to include the students that go to Project Challenge in Dillon? The SPONSOR said, at this point, she does not think that would be a good idea. Mr. Case said there are students from the challenge program who, once they have completed that program, they enlist in the Job Corps program.

REPRESENTATIVE LEHMAN had a question for **Mr. Keeney**. Do some of the students, after their stay at the center, go back their high school of origin or do they stay at the corps until they graduate or dropout? **Mr. Keeney** said very few ever go back. Many state their intention of not going back. If a student graduates, he has a GED and a trade and is ready to go to work. If a student does what he is asked to do, he will have a high school diploma but it will not be from his home district. **Mr. Case** was asked to answer the question by the **SPONSOR**. **Mr. Case** said that some students do go back to their high school of origin, if they drop out of the Job Corps. It is a small minority of their students that do it. The bill opens a window for those students to go back to their high school. He cautioned the committee that the eight month participation in the job school varies from center to center. **REPRESENTATIVE LEHMAN** asked him, if all the Montana Job Corps centers are currently running at capacity, and the bill is passed into law, how would the centers determine which applicants to accept? Would the Montana applicants have priority over youth coming from other states? **Mr. Case** said that is a likely possibility, because in the Work Force Investment Act, it says the students who enter Job Corps, should enter a Job Corps center closest to their community.

REPRESENTATIVE JACOBSON had a question for **Ms. Quinlan**. He asked her how the bill impacts ANB numbers? In the example of students at the Job Corps receiving their high school diploma from Darby, do they impact the ANB from Darby? **Ms. Quinlan** said, no, that is not the way it will work. It is the school district of residence where the student is enrolled before he goes to the Job Corp that will receive ANB, if the student decides for an alternate education.

REPRESENTATIVE JACKSON asked **Mr. Case** if it is a voluntary program and when the student signs up with the Job Corps, isn't he part of that program and not his high school. **Mr. Case** said there is no requirement that a student has to sign up for a Job Corps program. There is a misconception that judges can send kids to the job corps. It is a 100% volunteer program. If a student in a school district is interested in the Job Corps program because of the vocational educational opportunities, he would meet with an admissions counselor and the counselor would determine the eligibility of the student. If the student is eligible and wished to sign up, he could come into the program. Some students might find the campus too highly structured and decide not to apply. **REPRESENTATIVE JACKSON** asked, in the case where a student comes to the Job Corps, and it is in the middle

of the school year, wouldn't it be hard for the student to return to the school of origin? Wouldn't he have to wait until school starts again? **Mr. Case** said all of this is new and details will have to be worked out. At present, they have a hope and a dream in their head that they want to achieve. They operate a 7 days a week and 12 months a year. Students come to them every two weeks. A student can graduate at any point in the program that they have successfully completed.

Closing by Sponsor:

SENATOR SHEA said the school district the student is coming out of, has to make the determination that the student is going to the Job Corps. It must come from the counseling department of the high school. A student does not make the decision on his own.

If the bill is passed, **REPRESENTATIVE LAIBLE** will carry it on the floor.

EXECUTIVE ACTION ON SB 111

Motion: **REP. OLSON** moved that SB 111 BE CONCURRED IN.

Discussion:

The **CHAIR** reminded the committee that **SENATOR ELLIS** had given them an amendment in the hearing of the bill. It was an exhibit in the hearing of the bill.

Motion: **REP. LAWSON** moved that **ELLIS AMENDMENT, DATED MARCH 5, 2001 TO SB 111. BE ADOPTED.**

Discussion:

REPRESENTATIVE BOB LAWSON asked **Connie Erickson** to explain the amendment. **Connie Erickson** said the amendment strikes the part of the bill that had to do with taxable value, saying that the transfer of the territory would not reduce the taxable value of the district from which the territory is to be transferred by 25% or more. It is language put in by the Senate and now **SENATOR ELLIS** wants it out of the bill.

REPRESENTATIVE LEHMAN had a question for **Connie Erickson**. There is no limit in terms of a percentage of the taxable value? She said, if the amendment is passed, there will be mention of limitation as far as a decrease in taxable value. He asked if currently in the bill it is 25%. **Connie Erickson** said in the

Vote: Motion to RECOMMEND TO MOVE SB 111 TO THE JUDICIARY COMMITTEE DO PASS carried 12-6 with Bixby, Branae, Galvin-Halcro, Lawson, Masolo, and McKenney voting no.

EXECUTIVE ACTION ON SB 117

Motion: REP. GALVIN-HALCRO moved that SB 117 BE CONCURRED IN.

Discussion:

REPRESENTATIVE LEHMAN said he is concerned about the mandate that the law says the school district must provide transportation, but the way the law was passed in the last session, whether or not transportation is provided is up to the local voters. The bus depreciation reserve fund is one where the school district trustees can set a permissive levy of 20% a year without a vote of the constituents to set aside an amount to replace buses. It made it painless to replace buses. The price of buses has gone up tremendously.

Vote: Motion that SB 117 BE CONCURRED IN carried unanimously.

REPRESENTATIVE LEHMAN will carry the bill on the floor.

EXECUTIVE ACTION ON SB 394

Motion/Vote: REP. MANGAN moved that SB 394 BE CONCURRED IN. Motion carried 16-2 with Jackson and Walters voting no.

REPRESENTATIVE LAIBLE will carry the bill on the floor.

EXECUTIVE ACTION ON SB 94

Motion/Vote: REP. GALVIN-HALCRO moved that SB 94 BE CONCURRED IN. Motion carried 15-3 with Fritz, Jackson, and Walters voting no.

EXECUTIVE ACTION ON SB 344

Motion: REP. GALVIN-HALCRO moved that SB 344 BE CONCURRED IN.

INDEX TO BILLS IN COMMITTEE

September 10, 2001

- Committee: (H) Appropriations -

01:32 PM

**HOUSE
APPROPRIATIONS**

CHAIR: Vick, Steve

VICE CHAIR: Lewis, Dave
McCann, Matt

MEMBERS:

Brueggeman, John

Buzzas, Rosalie (Rosie)

Callahan, Tim

Clark, Edith

Davies, Bob

Fisher, Stanley

Haines, Dick

Jayne, Joey

Kasten, Dave

Kaufmann, Christine

Lindeen, Monica

Pattison, Jeff

Peterson, Art

Tropila, Joe

Witt, John

SECRETARY: Broadhurst, Paula

LEGISLATIVE STAFF: Purdy, Taryn

INDEX TO BILLS IN COMMITTEE

September 10, 2001

- Committee: (H) Appropriations -

01:32 PM

-
- SB 326** **SPONSOR:** Taylor, Mike **SHORT TITLE:** Revise laws governing weeds
 REFERRED ON: 03/03/2001 **HEARD ON:** 03/23/2001
 EXECUTIVE ACTION: 03/28/2001 - Bill Concurred as Amended -- VOTE: 16 - 2
 FINAL DISPOSITION: 04/28/2001 Chapter Number Assigned
-
- SB 338** **SPONSOR:** Berry, Dale **SHORT TITLE:** Increase poverty level for CHIP
 REFERRED ON: 03/28/2001 **HEARD ON:** 04/02/2001
 EXECUTIVE ACTION: 04/04/2001 - Bill Concurred -- VOTE: 13 - 5
 FINAL DISPOSITION: 04/30/2001 Chapter Number Assigned
-
- SB 344** **SPONSOR:** Cobb, John **SHORT TITLE:** Increase rate for school transportation contracts
 REFERRED ON: 03/31/2001 **HEARD ON:** 04/05/2001
 EXECUTIVE ACTION: 04/05/2001 - Bill Concurred -- VOTE: 15 - 3
 FINAL DISPOSITION: 04/28/2001 Chapter Number Assigned
-
- SB 386** **SPONSOR:** Waterman, Mignon **SHORT TITLE:** Make intervention in delinquency pilot program permanent
 REFERRED ON: 03/29/2001 **HEARD ON:** 04/03/2001
 EXECUTIVE ACTION: 04/05/2001 - Bill Concurred as Amended -- VOTE: 14 - 4
 FINAL DISPOSITION: 05/05/2001 Chapter Number Assigned
-
- SB 393** **SPONSOR:** Thomas, Fred **SHORT TITLE:** Lewis & Clark license plates to fund activities
 REFERRED ON: 03/30/2001 **HEARD ON:** 04/04/2001
 EXECUTIVE ACTION: 04/05/2001 - Bill Concurred as Amended -- VOTE: 18 - 0
 FINAL DISPOSITION: 04/28/2001 Chapter Number Assigned
-
- SB 394** **SPONSOR:** Shea, Debbie **SHORT TITLE:** Allow school districts to enter into agreements with job corps programs
 REFERRED ON: 03/29/2001 **HEARD ON:** 04/03/2001
 EXECUTIVE ACTION: 04/05/2001 - Bill Concurred as Amended -- VOTE: 18 - 0
 FINAL DISPOSITION: 04/30/2001 Chapter Number Assigned
-
- SB 419** **SPONSOR:** Grimes, Duane **SHORT TITLE:** Revise laws governing legislative interns
 BY REQUEST OF: (S) Legislative Administration Standing Committee
 REFERRED ON: 04/02/2001 **HEARD ON:** 04/05/2001
 TABLED ON: 04/05/2001
 FINAL DISPOSITION: 04/26/2001 (H) Died in Standing Committee
-

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 57th LEGISLATURE - REGULAR SESSION COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN STEVE VICK**, on April 3, 2001 at 8:00 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. Steve Vick, Chairman (R)
Rep. Dave Lewis, Vice Chairman (R)
Rep. Matt McCann, Vice Chairman (D)
Rep. John Brueggeman (R)
Rep. Rosalie (Rosie) Buzzas (D)
Rep. Tim Callahan (D)
Rep. Edith Clark (R)
Rep. Bob Davies (R)
Rep. Stanley Fisher (R)
Rep. Dick Haines (R)
Rep. Joey Jayne (D)
Rep. Dave Kasten (R)
Rep. Christine Kaufmann (D)
Rep. Monica Lindeen (D)
Rep. Jeff Pattison (R)
Rep. Art Peterson (R)
Rep. Joe Tropila (D)
Rep. John Witt (R)

Members Excused: None.

Members Absent: None.

Staff Present: Paula Broadhurst, Committee Secretary
Taryn Purdy, Legislative Branch

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 65, SB 386, SB 394, SB 131
Executive Action: None

HEARING ON SB 394

Sponsor: SEN. DEBBIE SHEA, SD 18, BUTTE

Proponents: REP. RICK LAIBLE, HD 59, VICTOR
REP. JIM KEANE, HD 36, BUTTE
J.D. Lynch, School District, Butte
Terry Minnow, MEA-MFT
Kathy Fabiano, Office of Public Instruction

Opponents: None

Opening Statement by Sponsor:

SEN. DEBBIE SHEA, SD 18, BUTTE, emphasized the need for school funding and the issue of declining enrollment. She expressed spending time with Job Corp and how they dealt with school age children. She said the bill would form a partnership through an inner-local cooperative agreement with Job Corp and a Montana school district. She explained the agreement and referred to Section one and Subsection two of the bill. She addressed the fiscal note and offered how A&B would be kept with no decline in enrollment.

Proponents' Testimony:

REP. RICK LAIBLE, HD 59, VICTOR, mentioned the Job Corps locations in the state. He felt there was a need to incorporate children to continue their education with the assistance of Job Corp. He said this bill would give children a chance and offer them as an asset in the job world.

REP. JIM KEANE, HD 36, BUTTE, expressed working with Job Corp and training others. He felt this would offer a benefit for students and it would assist the high schools be able to contain the A&B.

J.D. Lynch, School District, Butte, addressed the need for alternatives to students. He said the benefits of Job Corp would be a great enhancement towards future growth in Montana. He thought this legislation would assist in saving lives, offering students opportunities instead of becoming a prison inmate.

Terry Minnow, MEA-MFT, supported the bill and felt the bill would maintain local control, be cost effective and was a positive step to improve educational opportunities in Montana.

Kathy Fabiano, Office of Public Instruction, mentioned the classes offered by Job Corp would be approved by the district and count towards the student's graduation. She stated the bill was

a local control issue and would provide flexibility to students and districts.

Opponents' Testimony: None

Questions from Committee Members and Responses:

REP. LEWIS asked what the outer limits of numbers the Job Corps could take. **REP. KEANE** stated the size of Job Corps and mentioned approximately 70% of the students were from out of state.

REP. WITT asked about Job Corps sites being in the west part of the state and if they could build one in eastern Montana. **SEN. SHEA** thought there was a need for Job Corps in other areas.

REP. DAVE KASTEN asked if it was a six month program. **REP. KEANE** said the maximum for a student to spend at the Job Corp would be two years.

{Tape 3; Side A}

REP. KASTEN asked how the year is laid out. **REP. KEANE** explained the students and how long their stay within Job Corps would be.

REP. FISHER asked if a student dropped out, would the high school still obtain the A&B funding. **SEN. SHEA** explained how the high school district makes the recommendation for a program to begin. She said the high school would collaborate with Job Corps and save their A&B funding.

REP. FISHER asked if this was similar to jobs mentioned for students through the subcommittee. **SEN. SHEA** explained the differences and how jobs would be in a home base for students.

REP. BUZZAS asked about the process involved. **SEN. SHEA** said it would be an alternative setting for students and would offer a benefit.

REP. BUZZAS asked if the assumption was for students to return to their high schools to graduate. **SEN. SHEA** answered yes and mentioned there would be a counselor or teacher working with Job Corps keeping track of the student's progress during the time.

CHAIRMAN STEVE VICK asked about the age requirements. **REP. KEANE** answered it would be between 16 and 24 to enter Job Corps.

CHAIRMAN VICK asked who would determine how long the program would go for. **REP. KEANE** said the instructor would determine how long the program would last.

REP. ART PETERSON asked if these were accredited schools. **SEN. SHEA** answered yes.

REP. JOE TROPILA asked if there was similarities between Job Corps and alternative high schools. **J.D. Lynch** explained the similarities and emphasized how alternative schools were not a resident school with structure.

REP. TROPILA asked if life skills would be taught through Job Corps. **J.D. Lynch** said it would be beneficial to the student learning skills to grow with.

REP. PATTISON asked if there was a certificate of completion for the students. **REP. KEANE** answered yes. He explained the structure of the programs and how it would be documented to receive certification.

Closing by Sponsor:

SEN. DEBBIE SHEA, SD 18, BUTTE, addressed how school districts make the determination for a student to attend the Job Corp to receive A&B funding. She said it would offer students an opportunity and Montana students would come first towards attending a Job Corp.

HEARING ON SB 131

Sponsor: **SEN. MIKE TAYLOR, SD 37, PROCTOR**

Proponents: **Barbara Ranf, Director, Department of
Administration, Governors Office**

Opponents: **None**

Opening Statement by Sponsor:

SEN. MIKE TAYLOR, SD 37, PROCTOR, said the bill would deal with information technology of state government as it relates to planning, accountability and oversight towards the budget and Governors office. He gave a background of committees he served on and the effects of information technology through the years. He felt there was a need for this legislation creating an information officer, information board with oversight involved.

Witt voting no.

{Tape : 1; Side : B; Approx. Time Counter : 300}

EXECUTIVE ACTION ON SB 394

Motion: REP. FISHER moved that SB 394 BE CONCURRED IN.

Motion: REP. VICK moved AMENDMENT SB 39406.

EXHIBIT(3)

Discussion: Sen. Debbie Shea, SD 18, Butte, explained the solutions to the concerns about the bill. The interlocal agreement cannot be struck until the enrollment counts are in.

{Tape : 1; Side : B; Approx. Time Counter : 333}

Motion/Vote: REP. VICK moved that AMENDMENT SB 39406 BE CONCURRED IN. Motion carried unanimously.

{Tape : 1; Side : B; Approx. Time Counter : 336}

Motion: REP. FISHER moved that SB 394 BE CONCURRED IN AS AMENDED.

Discussion: Rep. Kaufmann asked about a previous bill including vo-tech schools and tribal schools and wondered if they should be added to this bill since the other one did not pass.

The committee discussed the previous bill introduced by Rep. Carol Juneau which was not passed and the similarities with this bill.

Motion/Vote: REP. FISHER moved that SB 394 BE CONCURRED IN AS AMENDED. Motion carried unanimously.

Rep. Rick Liabe will carry Sb 394.

Rep. Tim Callahan will carry SB 386.

{Tape : 1; Side : B; Approx. Time Counter : 385}

EXECUTIVE ACTION ON SB 131

Motion: REP. TROPILA moved that SB 131 BE CONCURRED IN.

Motion: REP. VICK moved AMENDMENT SB 0013101.